

PATENT

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Renne M.F. Wyzykowski

Applicant : Thomas P. Ivanyi Confirmation No. 9772
Application No. : 09/944,348
Filed : August 31, 2001
Title : SYSTEM AND METHOD FOR MEASURING AND STORING
INFORMATION PERTAINING TO TELEVISION VIEWER OR USER
BEHAVIOR
Grp./Div. : 2623
Examiner : John R. Schnurr
Customer No. : 23363
Docket No. : 57547/A719

**TERMINAL DISCLAIMER TO OBVIATE A
DOUBLE PATENTING REJECTION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
June 13, 2008

Commissioner:

iTvTrax LLC is the assignee of U.S. Patent No. 6,286,140 and the above-identified application, with the claims as presented by way of an amendment on even date, by virtue of the assignment recorded in the United States Patent and Trademark Office at Reel 014743, Frame 0783, iTvTrax LLC having granted to Acacia Patent Acquisition Corp. exclusive rights to U.S. Patent No. 6,286,140 and the above-identified application.

The terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of U.S. Patent No. 6,286,140 is hereby disclaimed, and any patent so granted on the above-identified application shall be enforceable only for and during such period that it and U.S. Patent No. 6,286,140 are commonly owned, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

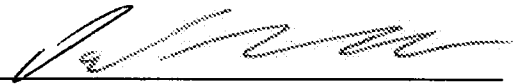
Application No. 09/944,348

The above disclaimer does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of U.S. Patent 6,286,140, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,

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